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VICKI CAPRIO and DUANE A. BARBAROTTO  
as decedent Nicholas Barbarotto's Successors in Interest

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT COURT OF CALIFORNIA**

VICKI CAPRIO and DUANE A.  
BARBAROTTO as decedent Nicholas  
Barbarotto's Successors in Interest,

Plaintiffs,

vs.

HARTFORD LIFE INSURANCE  
COMPANY a corporation doing business as  
THE HARTFORD and HARTFORD LIFE  
AND ACCIDENT INSURANCE COMPANY  
and Does 1 through 20, inclusive,

Respondents.

Case No.: C08-0338 CW

**PROOF OF SERVICE**

Judge: Claudia Wilken  
Date: April 8, 2008  
Time: 2:00 p.m.  
Ct rm: 2, 4<sup>th</sup> Floor

Case Name: **VICKI CAPRIO and DUANE BARBAROTTO v. HARTFORD LIFE  
INSURANCE COMPANY**

Court and Case No: United States District Court, Northern District of California  
Case No. C 08-0338 CW

Document Name: **PLAINTIFF'S MEMORANDUM OF POINTS AND AUTHORITIES  
IN OPPOSITION TO MOTION TO DISMISS COMPLAINT**

I declare as follows:

I am over the age of 18 years and not a party to the above-entitled action. My business name and address is Dykman & Wester, LLP, 790 Mission Avenue, San Rafael, CA 94901

On **March 13, 2008**, I caused to be served said document on the following parties involved as follows:

Bruce D. Celebrezze  
Michelle McIsaac  
Sedgwick, Detert, Moran & Arnold, LLP  
One Market Plaza  
Steurt Tower, 8<sup>th</sup> Floor  
San Francisco, CA 94105

\_\_\_ BY MAIL: I caused each such envelope above, with postage thereon fully prepaid, to be placed in the United States mail at Petaluma, California.

\_\_\_ BY PERSONAL DELIVERY: I caused each such envelope to be delivered by hand to the offices of each addressee noted.

\_\_\_ BY CERTIFIED MAIL - RETURN RECEIPT REQUESTED: I caused each such envelope noted, with postage thereon fully prepaid, to be placed in the United States mail at Petaluma, California.

\_\_\_ VIA FACSIMILE TRANSMISSION.

\_\_\_ VIA OVERNIGHT DELIVERY

\_x\_ NOTICE OF ELECTRONIC FILING

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration is executed on **March 13, 2008** in Petaluma, California.

\_\_\_\_\_/S/\_\_\_\_\_  
MATTHEW BREKHUS

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